

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Farrell G. Badger et al.)
Serial No.: 10/700,272)
Filed: November 3, 2003) Art Unit
For: METHOD FOR REMEDIATING) 3641
UNDETONATED EXPLOSIVE DEVICE)
Examiner: Aileen B. Felton)

TRANSMITTAL FOR FIRST SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

Mail Stop AMENDMENT
Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith pursuant to 37 C.F.R. § 1.97 for filing relative to the above-captioned United States patent application is a First Supplemental Information Disclosure Statement, which includes the following statements, if any, required variously by 37 C.F.R. § 1.98:

- Statement of relevance of selected cited references not in the English language which are not translated.
- Statement that selected cited references are substantially cumulative of an enclosed or previously submitted reference.
- Statement that selected cited references were previously cited by or submitted to the United States Patent and Trademark Office in a prior application which is relied upon for an earlier filing date under 35 U.S.C. § 120.

A. Additional Materials Required Due to Content of First Supplemental Information Disclosure Statement

Transmitted are the following documents in addition to the First Supplemental Information Disclosure Statement as required variously under 37 C.F.R. § 1.98:

- Form PTO-1449 listing eight (8) references submitted for consideration.
- Copies of eight (8) of the references listed on the Form PTO-1449.
- Specimens constituting _____ () of the references listed on the Form PTO-1449.
- English translations of _____ () of the references listed on the Form PTO-1449 which are not in the English language.
- Copies of the following documents from the prosecution of a previous, related application:
 - Form PTO-1449 initialed by the Examiner; and
 - Form PTO-892.

B. Additional Materials Required Due to Timing of Filing of Information Disclosure Statement

The transmitted First Supplemental Information Disclosure Statement is being filed within one (1) of the following four (4) time periods:

I. Prior to the later of either three (3) months following the filing date or the mailing of a first Office Action. Accordingly, no materials other than those listed above are enclosed.

II. Following the later of either three (3) months following the filing date or the mailing of a first Office Action, but before the mailing of a final Office Action or a Notice of Allowance. Accordingly, to secure consideration thereof, one (1) of the following is also enclosed or authorized:

Promptness Certificate; or
 The submission fee set forth in 37 C.F.R. § 1.17 (p) in the amount of \$180.00 is one (1) of the following:

Enclosed as Check No. 8356; or
 To be paid from the deposit account of the undersigned as authorized in Section C below.

III. After the mailing of a final Office Action or a Notice of Allowance, but before payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are also enclosed or authorized:

Promptness Certificate; and
 The petition fee set forth in 37 C.F.R. § 1.17(p) in the amount of \$180.00 is one (1) of the following:
 Enclosed as Check No. _____; or
 To be paid from the deposit account of the undersigned as authorized in Section C below.

IV. After payment of the Issue Fee. Accordingly, in order to secure consideration thereof, each of the following are enclosed or authorized:

To withdraw the above-captioned application from issue, the following are enclosed:
 Petition to Withdraw from Issue; and
 The petition fee set forth in 37 C.F.R. § 1.17(h) in the amount of \$130.00 is one (1) of the following:
 Enclosed as Check No. _____; or

- ___ To be paid from the deposit account of the undersigned as authorized in Section C below.
- ___ To proceed with further prosecution, the following are enclosed:
 - ___ Request for Continued Examination; and
 - ___ The fee for requesting continued examination set forth in 37 C.F.R. § 1.17(e) for other than a small entity applicant in the amount of \$790.00 is one (1) of the following:
 - ___ Enclosed as Check No. _____; or
 - ___ To be paid from the deposit account of the undersigned as authorized in Section C below.
 - ___ The submission fee set forth in 37 C.F.R. § 1.17(p) in the amount of \$180.00 is one (1) of the following:
 - ___ Enclosed as Check No. _____; or
 - ___ To be paid from the deposit account of the undersigned as authorized in Section C below.

C. Fees

The Commissioner is hereby authorized to charge payment of or any deficiency in the following fees associated with this communication, or to credit any overpayment thereof, to Deposit Account No. 20-1469.

- Any fee required in relation to filing of this letter or any documents transmitted therewith.
- ___ The submission fee set forth in 37 C.F.R. § 1.17(p) in the event that 37 C.F.R. § 1.97(c) applies and the Examiner is not satisfied that any Promptness Certificate submitted meets the requirements of 37 C.F.R. § 1.97(e)
- ___ The submission fee set forth in 37 C.F.R. § 1.17(p).
- ___ The petition fee set forth in 37 C.F.R. § 1.17(h).
- Copies in duplicate of this letter are enclosed.

DATED this 20th day of September, 2005.

Respectfully submitted,


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Docket No. 2411.3194.3US



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PATENT APPLICATION
Docket No. 2411.3194.3US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FIRST SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop AMENDMENT
Commissioner for Patents
United States Patent and Trademark Office
P. O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §§1.97 and 1.98(a)(1), transmitted herewith is a Form PTO-1449 containing a list of all patents, publications, or other references that have come to the attention of one or more of the individuals identified in 37 C.F.R. § 1.56(c) since the filing of the Information Disclosure Statement dated November 11, 2003, in this matter. While no representation is made that any of these references may be "prior art" within the meaning of that term under 35 U.S.C. § 102 or § 103, the transmitted list of references is disclosed in compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56.

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03 FC.1201 200.00 SP

No representation is made that a specific search of office files or Patent Office records has been conducted, or that no better art exists. Nevertheless, the undersigned attorney of record believes that the transmitted references in combination with those previously submitted or previously made of record by the Examiner constitute art that is the closest to the claimed invention taken in its entirety of which the undersigned is presently aware, and no art which is closer to the claimed invention taken in its entirety has been knowingly withheld.

The references listed on the transmitted Form PTO-1449 are below classified for the convenience of the Examiner in one of the following category of references set forth for particular treatment in accordance with the subsections of 37 C.F.R. § 1.98.

I. NEWLY CITED ENGLISH LANGUAGE REFERENCES

The following of the references listed on the transmitted Form PTO-1449 are in the English language and have not to the knowledge of the undersigned attorney been previously submitted to or cited by the United States Patent and Trademark Office:

1. United States Patent Documents

<u>Document No.</u>	<u>Issue/Pub Date</u>	<u>Patentee</u>
5,849,984	December 15, 1998	Kim et al.
6,121,506	September 19, 2000	Abel et al.
6,334,395	January 1, 2002	Badger et al.
6,644,200	November 11, 2003	Badger et al.
6,660,112	December 9, 2003	Badger et al.
6,668,725	December 30, 2003	Badger et al.
2004/0250074	December 16, 2004	Badger et al.
2004/0260141	December 23, 2004	Badger et al.

2. Foreign Patent Documents

--none--

3. Other References

--none--

Pursuant to 37 C.F.R. § 1.98(a)(2), a copy of each of the above-listed references is enclosed.

DATED this 20th day of September, 2005.

Respectfully submitted,



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Docket No. 2411.3194.3US

Applicant: Farrell G. Badger et al.

Serial No.: 10/700,272

Filing Date: November 3, 2003

For: METHOD FOR REMEDIATING UNDETONATED EXPLOSIVE DEVICE



Att'y Docket No. 2411.3194.3US

Group: 3641

INFORMATION DISCLOSURE CITATIONS MADE BY APPLICANTU.S. Patent Documents

Examiner <u>Initial*</u>	Document <u>Number</u>	Issue/Pub. <u>Date</u>	Name	Class	Sub Class	Filing <u>Date</u>
____ A1	5,849,984	12/15/98	Kim et al.	588	203	05/14/97
____ A2	6,121,506	9/19/00	Abel et al.	588	200	06/10/99
____ A3	6,334,395	01/01/02	Badger et al.	102	293	05/30/97
____ A4	6,644,200	11/11/03	Badger et al.	102	288	09/19/00
____ A5	6,660,112	12/09/03	Badger et al.	149	108.8	09/19/00
____ A6	6,668,725	12/30/03	Badger et al.	102	289	12/31/01
____ A7	2004/0250074	12/16/04	Badger et al.	86	50	11/03/03
____ A8	2004/0260141	12/23/04	Badger et al.	588	403	12/30/03

References Cited by Applicants

While the filing of Information Disclosure Statements is voluntary, the procedure is governed by the guidelines of Section 609 of the Manual of Patent Examining Procedure and 37 C.F.R. §§ 1.97 and 1.98. To be considered a proper Information Disclosure Statement, Form PTO-1449 shall be accompanied by a copy of each listed patent or publication or other item of information and a translation of the pertinent portions of foreign documents (if an existing translation is readily available to the applicant), an explanation of relevance of each reference not in the English language, and should be submitted in a timely manner as set out in MPEP Sec. 609.

Examiners will consider all citations submitted in conformance with 37 C.F.R. § 1.98 and MPEP Sec. 609 and place their initials adjacent the citations in the spaces provided on this form. Examiners will also initial citations not in conformance with the guidelines which may have been considered. A reference may be considered by the Examiner for any reason whether or not the citation is in full conformance with the guidelines. A line will be drawn through a citation if it is not in conformance with the guidelines AND has not been considered. A copy of the submitted form, as reviewed by the Examiner, will be returned to the applicant with the next communication. The original of the form will be entered into the application file.

Each citation initialed by the Examiner will be printed on the issued patent in the same manner as references cited by the Examiner on Form PTO-892.

The reference designations "A1," "A2," etc. (referring to Applicant's reference 1, Applicant's reference 2, etc.) will be used by the Examiner in the same manner as Examiner's reference designations "A," "B," "C," etc. on Office Action Form PTO-1142.

Examiner:

Date Considered:

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.